

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

JENNIFER M. TRULY,

PLAINTIFF,

vs.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security,

DEFENDANT.

CASE NO. 1:17-cv-0862

JUDGE SARA LIOI

ORDER OF DISMISSAL

Before the Court is the report and recommendation of the Magistrate Judge in the above-entitled action. (Doc. No. 14.) Under the relevant statute:

Within fourteen days after being served with a copy, any party may serve and file written objections to such proposed findings and recommendations as provided by rules of court. A judge of the court shall make a *de novo* determination of those portions of the report or specified proposed findings or recommendations to which objection is made. [. . .]

28 U.S.C. § 636(b)(1).

The R&R, which was served electronically on plaintiff, was filed on February 15, 2018. Objections were due by March 1, 2018. No objections were filed on or before that deadline.

The failure to file written objections to a Magistrate Judge's report and recommendation constitutes a waiver of a *de novo* determination by the district court of an issue covered in the report. *Thomas v. Arn*, 728 F.2d 813 (6th Cir. 1984), *aff'd*, 474 U.S. 140 (1985), *reh'g denied*, 474 U.S. 1111 (1986); *see United States v. Walters*, 638 F.2d 947 (6th Cir. 1981).

The Magistrate Judge recommended affirming the defendant's final decision denying plaintiff's applications for period of disability, disability insurance benefits, and supplemental

security income, finding the decision supported by substantial evidence. No objections having been heard, the Court accepts the recommendation and dismisses this matter with prejudice.

IT IS SO ORDERED.

Dated: March 14, 2018



HONORABLE SARA LIOI
UNITED STATES DISTRICT JUDGE